



DOUGLAS A. DUCEY  
GOVERNOR

STATE OF ARIZONA  
OFFICE OF THE GOVERNOR

EXECUTIVE OFFICE

May 16, 2018

The Honorable Michele Reagan  
Secretary of State  
1700 W. Washington, 7<sup>th</sup> Floor  
Phoenix, AZ 85007

Dear Secretary Reagan:

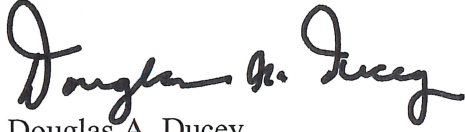
I am transmitting to you the following bills from the Fifty-third Legislature, 2<sup>nd</sup> Regular Session, which I signed on May 16, 2018:

HB 2088 pupils; concussions; parental notification (Carter)  
HB 2197 health professionals; workforce data (Carter)  
HB 2209 internet protocol; corporation commission (Grantham)  
HB 2212 firearm possession; peace officers; definition (Thorpe)  
HB 2235 dental therapy; regulation; licensure (Thorpe)  
HB 2253 schools; exchange teachers; employment duration (Carter)  
HB 2307 scrap vehicles; sales (Campbell)  
HB 2310 underground storage tanks; reimbursement claims (Bowers)  
HB 2324 community health workers; voluntary certification (Carter)  
HB 2356 juvenile court; jurisdiction; age (Bowers)  
HB 2383 HOV lanes; emergency vehicles (Clodfelter)  
HB 2384 unlawful flight; vehicle impoundment (Clodfelter)  
HB 2414 state employee health plan; incentives (Kern)  
HB 2416 appropriation; study; prime contracting classification (Cobb)  
HB 2422 personal delivery devices (Townsend)  
HB 2455 commercial vehicles definition; driver licenses (Cook)  
HB 2510 auto dealers; task force; fund (John)

HB 2520 schools; reading requirement (Coleman)  
HB 2522 traffic violations; penalties (Syms)  
HB 2526 career technical education districts (Clodfelter)  
HB 2527 ticket surcharge; public safety equipment (Clodfelter)  
HB 2529 assisted living; referrals; disclosure (Campbell)  
HB 2532 occupational regulation; municipalities; counties; hearings (Payne)  
HB 2534 teachers; certification requirements (Carter)  
HB 2538 U.S. House vacancy; special election (Coleman)  
HB 2564 court fees; EORP; state contribution (Livingston)  
HB 2589 department of gaming omnibus (Cook)  
HB 2596 property taxes; procedures; abatement (Toma)  
HB 2648 ballot measures; paid circulator definition (Leach)  
HB 2649 public meetings; recordings; posting; definition (Grantham)  
HB 2650 commercial license; defensive driving school (Toma)  
HB 2651 landlord tenant; security deposits (Toma)  
HB 2652 electric bicycles; definition; use (Allen, J.)  
HB 2653 expenditure limitation; waiver of penalties (Cobb)  
HB 2654 illegal substances education; partnership (Thorpe)  
HB 2655 real estate licenses; online classes (Mosley)  
HB 2656 electronic wills and trusts (Leach)  
HB 2657 interscholastic activities; health dangers; information (Carter)  
SB 1039 appropriation; Arizona water protection fund (Griffin)  
SB 1140 certificates of authority; video service (Griffin)  
SB 1167 merit council; law enforcement qualifications (Griffin)  
SB 1181 corporation commission; railway safety inspectors (Griffin)  
SB 1245 appropriation; SNAP; benefit match; produce (Brophy McGee)  
SB 1254 school district consolidation (Allen, S.)  
SB 1271 construction liability; apportionment; study (Fann)  
SB 1273 administrative proceedings; rules; contested cases (Petersen)  
SB 1293 department of revenue; administrative efficiency (Farnsworth, D.)  
SB 1296 government communications; emergency response interpreters (Bowie)  
SB 1398 unemployment; return-to-work program; suitable work (Smith)  
SB 1409 TPT; prime contracting; alteration; replacement (Fann)  
SB 1476 county sheriff; reentry planning; appropriation (Gray)  
SB 1478 employer contributions; EORP (Fann)  
SB 1496 prisoners; drug sentences; out-of-custody treatment (Smith)  
SB 1498 AZPOST; membership; training; AMBER alert (Smith)

SB 1504 developmental disability rates; appropriation (Smith)

Sincerely,

A handwritten signature in black ink, reading "Douglas A. Ducey". The signature is written in a cursive, flowing style with a large initial "D".

Douglas A. Ducey  
Governor  
State of Arizona

cc: Senate Secretary  
Chief Clerk of the House of Representatives  
Arizona News Service

Conference Engrossed

**FILED**

**MICHELE REAGAN**

**SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Fifty-third Legislature  
Second Regular Session  
2018

**CHAPTER 312**  
**HOUSE BILL 2527**

AN ACT

AMENDING SECTION 12-114, ARIZONA REVISED STATUTES; AMENDING TITLE 12, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 12-116.08; AMENDING SECTION 41-1273, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 12, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 41-1731 AND 41-1732; APPROPRIATING MONIES; RELATING TO COURT SURCHARGES.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 12-114, Arizona Revised Statutes, is amended to  
3 read:

4 12-114. Surcharge on court ordered diversion programs for  
5 traffic offenses; deposit

6 A. If a court authorizes individuals charged with civil or criminal  
7 traffic offenses to attend a court authorized diversion program, including  
8 a defensive driving school program, it shall require the assessment of a  
9 ~~five~~ NINE dollar surcharge on the fees charged by ~~such~~ THE court  
10 authorized diversion programs.

11 B. A court or a court authorized diversion program shall collect  
12 the ~~five~~ NINE dollar surcharge and remit the surcharge to the supreme  
13 court which shall deposit, pursuant to sections 35-146 and 35-147, FIVE  
14 DOLLARS OF the surcharge in the judicial collection enhancement fund AND  
15 THE REMAINING FOUR DOLLARS IN THE PEACE OFFICER TRAINING EQUIPMENT FUND  
16 ESTABLISHED BY SECTION 41-1731.

17 Sec. 2. Title 12, chapter 1, article 1, Arizona Revised Statutes,  
18 is amended by adding section 12-116.08, to read:

19 12-116.08. Assessment; peace officer training equipment fund

20 A. IN ADDITION TO ANY OTHER PENALTY ASSESSMENT PROVIDED BY LAW, A  
21 PENALTY ASSESSMENT SHALL BE LEVIED IN AN AMOUNT OF FOUR DOLLARS ON EVERY  
22 CIVIL PENALTY IMPOSED AND COLLECTED FOR A CIVIL TRAFFIC VIOLATION AND  
23 FINE, PENALTY OR FORFEITURE FOR A CRIMINAL VIOLATION OF THE MOTOR VEHICLE  
24 STATUTES OR FOR ANY LOCAL ORDINANCE RELATING TO THE STOPPING, STANDING OR  
25 OPERATION OF A VEHICLE.

26 B. THE COURT SHALL TRANSMIT THE ASSESSMENTS COLLECTED PURSUANT TO  
27 THIS SECTION AND A REMITTANCE REPORT OF THE FINES, CIVIL PENALTIES AND  
28 FORFEITURES COLLECTED PURSUANT TO THIS SECTION TO THE COUNTY TREASURER,  
29 EXCEPT THAT MUNICIPAL COURTS SHALL TRANSMIT THE ASSESSMENTS AND THE  
30 REMITTANCE REPORT OF THE FINES, CIVIL PENALTIES AND FORFEITURES TO THE  
31 CITY OR TOWN TREASURER.

32 C. THE CITY, TOWN OR COUNTY TREASURER SHALL TRANSMIT THE ASSESSMENT  
33 AND THE REMITTANCE REPORT TO THE STATE TREASURER. THE STATE TREASURER  
34 SHALL DEPOSIT THE ASSESSMENT IN THE PEACE OFFICER TRAINING EQUIPMENT FUND  
35 ESTABLISHED BY SECTION 41-1731.

36 D. THE COURT MAY MITIGATE ALL OR PART OF THE ASSESSMENT IN THE SAME  
37 MANNER AND SUBJECT TO THE SAME LIMITATIONS IN THE MITIGATION OF A FINE IN  
38 SECTION 13-825, SUBSECTION B.

39 Sec. 3. Section 41-1273, Arizona Revised Statutes, is amended to  
40 read:

41 41-1273. Budget analyst; employees; duties; reports

42 A. The joint legislative budget committee shall appoint a budget  
43 analyst and other clerical and technical employees that may be required.

44 B. The budget analyst shall serve full time as staff director and  
45 receive compensation as determined pursuant to section 38-611. The budget

1 analyst, as a prerequisite for appointment, shall have demonstrated the  
2 budget analyst's competency and ability in the field of finance either in  
3 private business or public work.

4 C. The budget analyst may be removed from office prior to  
5 expiration of the budget analyst's term if, voting separately, a majority  
6 of the members of each body constituting the joint legislative budget  
7 committee votes in favor of removal.

8 D. The budget analyst shall prepare for distribution an analysis of  
9 the governor's budget as soon after the budget is presented to the  
10 legislature as is possible. The analysis, among other things, shall  
11 include recommendations of the budget analyst for revisions in  
12 expenditures.

13 E. In consultation with the governor's office of strategic planning  
14 and budgeting, the budget analyst shall determine and report to the  
15 governor and the legislature an estimate of appropriations subject to the  
16 limit imposed by article IX, section 17, Constitution of Arizona. The  
17 report shall be published on or before February 15 of each year for the  
18 preceding fiscal year, for the current fiscal year and for the ensuing  
19 fiscal year to reflect the budget recommendations of the joint legislative  
20 budget committee.

21 F. On or before December 1 of each year, the budget analyst shall  
22 report to the committee a listing of statutorily deleted and newly created  
23 funds and funds that changed appropriated status from the prior fiscal  
24 year.

25 G. On or before January 31 of each year, the budget analyst shall  
26 report to the committee the expenditures for each retirement system for  
27 the preceding fiscal year, including the expenditures made by this state  
28 for the employer contribution for each retirement system.

29 H. The legislature in making its appropriation for the operation of  
30 the legislature shall allocate a portion thereof for the operation of the  
31 joint legislative budget committee.

32 I. ON OR BEFORE DECEMBER 1, 2019 AND ONCE EVERY SEVEN YEARS  
33 THEREAFTER, THE BUDGET ANALYST SHALL REPORT TO THE COMMITTEE THE  
34 FOLLOWING:

35 1. THE CURRENT AMOUNT OF EACH SURCHARGE AND ASSESSMENT THAT IS  
36 AUTHORIZED BY LAW TO BE COLLECTED ON EVERY FINE, PENALTY AND FORFEITURE  
37 IMPOSED AND COLLECTED BY THE COURTS FOR CRIMINAL OFFENSES AND EVERY CIVIL  
38 PENALTY IMPOSED AND COLLECTED FOR A CIVIL TRAFFIC VIOLATION AND FINE,  
39 PENALTY OR FORFEITURE FOR A VIOLATION OF THE MOTOR VEHICLE STATUTES, FOR  
40 ANY LOCAL ORDINANCE RELATING TO THE STOPPING, STANDING OR OPERATION OF A  
41 VEHICLE OR FOR A VIOLATION OF THE GAME AND FISH STATUTES IN TITLE 17.

42 2. THE ITEMS FOR WHICH THE COLLECTED SURCHARGE OR ASSESSMENT MONIES  
43 ARE USED.

1       Sec. 4. Title 41, chapter 12, article 2, Arizona Revised Statutes,  
2 is amended by adding sections 41-1731 and 41-1732, to read:

3       41-1731. Peace officer training equipment fund; exemptions

4       A. THE PEACE OFFICER TRAINING EQUIPMENT FUND IS ESTABLISHED  
5 CONSISTING OF MONIES DEPOSITED PURSUANT TO SECTIONS 12-114 AND 12-116.08.  
6 THE STATE TREASURER SHALL ADMINISTER THE FUND. MONIES IN THE FUND MAY BE  
7 USED ONLY FOR PEACE OFFICER EQUIPMENT.

8       B. THE STATE TREASURER SHALL INVEST AND DIVEST MONIES IN THE FUND  
9 AS PROVIDED BY SECTION 35-313, AND MONIES EARNED FROM INVESTMENT SHALL BE  
10 CREDITED TO THE FUND.

11       C. MONIES IN THE FUND:

12       1. DO NOT REVERT TO THE STATE GENERAL FUND AT THE END OF THE FISCAL  
13 YEAR.

14       2. ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING TO  
15 LAPSING OF APPROPRIATIONS.

16       3. ARE SUBJECT TO LEGISLATIVE APPROPRIATION.

17       41-1732. Peace officer training equipment fund advisory  
18               commission; membership; duties; recommendations;  
19               termination

20       A. THE PEACE OFFICER TRAINING EQUIPMENT FUND ADVISORY COMMISSION IS  
21 ESTABLISHED CONSISTING OF THE FOLLOWING MEMBERS:

22       1. ONE MEMBER OF THE SENATE WHO IS APPOINTED BY THE PRESIDENT OF  
23 THE SENATE.

24       2. ONE MEMBER OF THE HOUSE OF REPRESENTATIVES WHO IS APPOINTED BY  
25 THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

26       3. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY OR THE  
27 DIRECTOR'S DESIGNEE.

28       4. ONE MEMBER WHO IS APPOINTED BY THE ARIZONA ASSOCIATION OF CHIEFS  
29 OF POLICE.

30       5. ONE MEMBER WHO IS APPOINTED BY THE ARIZONA SHERIFFS ASSOCIATION.

31       6. ONE MEMBER WHO IS APPOINTED BY THE DIRECTOR OF THE ARIZONA STATE  
32 TROOPERS ASSOCIATION.

33       7. ONE MEMBER WHO IS APPOINTED BY THE DIRECTOR OF THE ARIZONA  
34 POLICE ASSOCIATION.

35       B. MEMBERS WHO ARE APPOINTED PURSUANT TO SUBSECTION A, PARAGRAPHS  
36 4, 5, 6 AND 7 OF THIS SECTION SERVE THREE-YEAR TERMS. THE MEMBERS OF THE  
37 COMMISSION SHALL ANNUALLY ELECT A CHAIRPERSON AND VICE CHAIRPERSON FROM  
38 AMONG THE VOTING MEMBERS. THE COMMISSION SHALL MEET ON THE CALL OF THE  
39 CHAIRPERSON BUT AT LEAST ONCE EACH FISCAL YEAR. NO ACTIONS MAY BE TAKEN  
40 WITHOUT A QUORUM PRESENT. MEMBERS WHO ARE APPOINTED PURSUANT TO  
41 SUBSECTION A, PARAGRAPHS 1 AND 2 OF THIS SECTION SHALL SERVE AS ADVISORY  
42 NONVOTING MEMBERS OF THE COMMISSION.

43       C. MEMBERS ARE NOT ELIGIBLE TO RECEIVE COMPENSATION BUT MEMBERS WHO  
44 ARE APPOINTED PURSUANT TO SUBSECTION A, PARAGRAPHS 4, 5, 6 AND 7 OF THIS



1 SECTION ARE ELIGIBLE FOR REIMBURSEMENT OF EXPENSES PURSUANT TO TITLE 38,  
2 CHAPTER 4, ARTICLE 2.

3 D. THE COMMISSION MAY USE THE FACILITIES AND THE STAFF OF THE  
4 ARIZONA CRIMINAL JUSTICE COMMISSION.

5 E. THE COMMISSION MAY ENTER INTO INTERAGENCY AGREEMENTS WITH THE  
6 ARIZONA CRIMINAL JUSTICE COMMISSION AND OTHER AGENCIES FOR COMMISSION  
7 BUSINESS.

8 F. ON OR BEFORE DECEMBER 1 OF EACH YEAR, THE COMMISSION SHALL  
9 SUBMIT WRITTEN RECOMMENDATIONS TO THE PRESIDENT OF THE SENATE, THE SPEAKER  
10 OF THE HOUSE OF REPRESENTATIVES, THE GOVERNOR AND THE CHAIRPERSONS OF THE  
11 SENATE COMMERCE AND PUBLIC SAFETY COMMITTEE AND THE HOUSE OF  
12 REPRESENTATIVES JUDICIARY AND PUBLIC SAFETY COMMITTEE, OR THEIR SUCCESSOR  
13 COMMITTEES, ON THE ALLOCATION EACH YEAR OF FISCAL MONIES IN THE PEACE  
14 OFFICER TRAINING EQUIPMENT FUND ESTABLISHED BY SECTION 41-1731. THE  
15 COMMISSION SHALL PROVIDE A COPY OF THE RECOMMENDATIONS TO THE SECRETARY OF  
16 STATE.

17 G. THE COMMISSION ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2026  
18 PURSUANT TO SECTION 41-3103.

19 Sec. 5. Appropriations; peace officer training equipment;  
20 public safety and court automation expenses

21 Notwithstanding section 41-1731, subsection C, paragraph 3, Arizona  
22 Revised Statutes, as added by this act, monies in the peace officer  
23 training equipment fund established by section 41-1731, Arizona Revised  
24 Statutes, as added by this act, are continuously appropriated until all of  
25 the following appropriations are made:

26 1. The first \$500,000 that is deposited in the peace officer  
27 training equipment fund established by section 41-1731, Arizona Revised  
28 Statutes, as added by this act, is appropriated to the department of  
29 public safety for employee overtime pay.

30 2. The next \$2,300,000 is appropriated after the appropriation made  
31 in paragraph 1 of this section from the peace officer training equipment  
32 fund established by section 41-1731, Arizona Revised Statutes, as added by  
33 this act, to the department of public safety to purchase all of the  
34 following:

35 (a) Ten virtual firing ranges that:

36 (i) Are ballistically accurate to a degree of .08 milliradian, as  
37 verified by the United States army.

38 (ii) Take into account the exact weapon and round being fired.

39 (iii) Emulate the real world as closely as possible, including  
40 ballistic fly-out projectiles, weapon behavior, projectile size,  
41 environmental effects and impact results.

42 (iv) Will work with the virtual firing range simulators that are  
43 used by this state before the effective date of this section.

1 (v) Are capable of generating unlimited custom high definition  
2 video scenarios, skill drills, targeting exercises and firearms training  
3 in any setting.

4 (b) Three virtual training simulators, including one for the Tucson  
5 police department, one in Pinal county for the sheriff's office and one in  
6 Yuma county for the sheriff's office. The virtual training simulators  
7 must:

8 (i) Have the ability to display, and for the trainee to engage  
9 with, characters and scenario content simultaneously across at least a  
10 three hundred degree screen environment.

11 (ii) Have the ability to accurately replicate real-world ballistic  
12 characteristics of a projectile in flight.

13 (iii) Be equipped with transducers to recreate sound vibrations.

14 (iv) Include a stress component, including the use of a wireless  
15 device capable of delivering an adjustable electric impulse, during  
16 training engagements.

17 (c) Software that is used with the virtual firing ranges and  
18 virtual training simulators.

19 3. The next \$203,000 is appropriated after the appropriation made  
20 in paragraphs 1 and 2 of this section from the peace officer training  
21 equipment fund established by section 41-1731, Arizona Revised Statutes,  
22 as added by this act, to the department of public safety to maintain and  
23 service the seven existing virtual training simulators in this state.

24 4. The next \$50,000 is appropriated after the appropriations made  
25 in paragraphs 1, 2 and 3 of this section from the peace officer training  
26 equipment fund established by section 41-1731, Arizona Revised Statutes,  
27 as added by this act, to the governor's office of highway safety to  
28 provide public service announcements that educate drivers in this state on  
29 how to act when subject to a peace officer's traffic stop.

30 5. The next \$20,000 is appropriated after the appropriations made  
31 in paragraphs 1, 2, 3 and 4 of this section from the peace officer  
32 training equipment fund established by section 41-1731, Arizona Revised  
33 Statutes, as added by this act, to the supreme court to cover a onetime  
34 programming cost.

35 Sec. 6. Effective date

36 This act is effective from and after December 31, 2018.

**APPROVED BY THE GOVERNOR MAY 16, 2018**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 16, 2018**



Passed the House February 21, 20 18

by the following vote: 59 Ayes,

1 Nays, 0 Not Voting

  
Speaker of the House

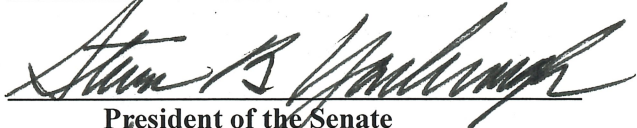
☐ Pro Tempore

Jim Drake  
Chief Clerk of the House

Passed the Senate April 24, 20 18

by the following vote: 16 Ayes,

13 Nays, 1 Not Voting

  
President of the Senate

Susan Arenas  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

~~\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_~~

~~at \_\_\_\_\_ o'clock \_\_\_\_\_ M.~~

~~\_\_\_\_\_  
Secretary to the Governor~~

Approved this \_\_\_\_\_ day of

~~\_\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.~~

~~\_\_\_\_\_  
Governor of Arizona~~

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

~~this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_~~

~~at \_\_\_\_\_ o'clock \_\_\_\_\_ M.~~

H.B. 2527

~~\_\_\_\_\_  
Secretary of State~~

HOUSE FINAL PASSAGE  
as per Joint Conference

Passed the House May 3, 2018

by the following vote: 48 Ayes,

11 Nays, 1 Not Voting

[Signature]  
Speaker of the House

☒ Pro Tempore

[Signature]  
Chief Clerk of the House

SENATE FINAL PASSAGE  
as per Joint Conference

Passed the Senate May 3, 2018

by the following vote: 17 Ayes,

11 Nays, 2 Not Voting

[Signature]  
President of the Senate

[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

4<sup>th</sup> day of May, 2018

at 9:01 o'clock A. M.

[Signature]  
Secretary to the Governor

Approved this 16<sup>th</sup> day of

May 2018

at 9:16 o'clock A. M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 16 day of May, 2018

at 4:29 o'clock P. M.

[Signature]  
Secretary of State